

DECLARATORY

~~RESOLUTION~~  
Improvement Res. No. 1094-1963

For the Condemnation of right of way for  
Sewer Easement across parts of the Southwest  
Quarter of Section 32, St. Joe Township  
31 North, Range 13 East, Allen County, Indiana .

Resolution Adopted:

Feb. 13, 1963

Confirmed:

March 14, 1963

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

April 25, 1963

1094

B.O. 20-'63

Sewer easement-Maysville Heights Add.

DECLARATORY RESOLUTION NO. 1094-1963

For the Condemnation of right of way for Sewer  
Easement across parts of the Southwest Quarter of  
Section 32, St. Joe Township 31 North, Range 13 East,  
Allen County, Indiana.

PLANS ORDERED:

ADOPTED:

Feb. 13, 1963

ADVERTISE NOTICE TO PROPERTY OWNERS: Feb. 20 & 28, 1963  
Notices mailed March 1, 1963

HEARING ON CONFIRMATION: Thurs., March 14, 1963, 3:30 p. m.

CONFIRMED:

March 14, 1963

ASSESSMENT ROLL ORDERED: March 14, 1963

ASSESSMENT ROLL APPROVED: April 3, 1963

HEARING ON CONFIRMATION

OF ASSESSMENT ROLL: Thurs., April 25, 1963, 3:30 p. m.

NOTICE SERVED:

April 12, 1963

ASSESSMENT ROLL CONFIRMED:

April 25, 1963

For the ~~Vacation Opening~~ Condemnation of right of way for ~~utility purposes~~ <sup>Sewer</sup>  
Easement across parts of the Southwest Quarter of Section 32, St. Joe Township  
31 North, Range 13 East, Allen County, Indiana

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn for permanent right of way for utility purposes, the following described real estate.

(Please see attached)

All as shown by a plan of such proposed ~~Vacation Opening~~ Condemnation of right of way for ~~utility~~ <sup>sewer</sup> purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said ~~Vacation Opening~~ Condemnation of right of way for ~~utility~~ <sup>sewer</sup> purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation Opening~~ <sup>sewer</sup> Condemnation of right of way for ~~utility~~ purposes is described as follows: Part of the Southwest Quarter of Section 32, Township 31 North, Range 13 East, Allen County, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described \_\_\_\_\_ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described condemnation situated in the Southwest Quarter of Section 32, Township 31 North, Range 13 East, Allen County, Indiana.

ADOPTED THIS

13

DAY OF

February 19 63

Attest:

Secretary Board of Public Works.

Board of Public Works.



The North 12 feet of the South 313 feet of the East 165 feet and the North 14 feet of the South 315 feet of the East 519 feet, excluding the East 165 feet, of the West one-half of the Southwest Quarter of Section 32, St. Joe Township 31 North, Range 13 East, Allen County, Indiana.

The West 14 feet of the East 519 feet of the South 588 feet, excluding the South 315 feet of the West one-half of the Southwest Quarter Section 32, St. Joe Township 31 North, Range 13 East, Allen County, Indiana.

The North 14 feet of the South 588 feet of the East 875 feet, excluding the East 519 feet of the West one-half of the Southwest Quarter, Section 32, St. Joe Township 31, North, Range 13 East, Allen County, Indiana.

A 14 foot strip of land whose centerline is more particularly described as follows:

Commencing at a point which is located 869 feet West of the centerline of the Southwest Quarter of Section 32, St. Joe Township and 579 feet North of the South Section Line of the Southwest Quarter of Section 32, St. Joe Township, thence in a Northwesterly direction to a point located 990 feet West of the centerline of the Southwest Quarter of Section 32, St. Joe Township and 672 feet North of the South Section Line of Section 32, St. Joe Township.

The North 7 feet of Lots 48, 49, 50, 51, 52, 53, 54 and the South 7 feet of Lots 47, 46, 45, and 44, all in Maysville Heights Addition.



*AB*

OFFICE OF  
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

45-147-2

Date March 14, 1963

B.O. 20-'63

To City Engineer

Subject Dec. Res. 1094-1963 sewer easement Maysville Heights Add.

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Paul F. Roembke  
C. L. Sidle  
Berkeley Ward  
BOARD OF PUBLIC WORKS

ic  
attach Res. & P. O. List  
cc: Mayor Burns

NOTED

☐ P.F.R.  
☐ C.L.S.  
☐ B.W.

Signed \_\_\_\_\_

Date \_\_\_\_\_

Reply:

March 29, 1963

Assessment roll of Benefits and Damages completed and attached.

*Edward Green*  
Edward Green  
City Engineer  
DEB:is  
attachs.

BOARD OF PUBLIC WORKS  
**RECEIVED**  
APR 2 1963

Signed \_\_\_\_\_



City of Fort Wayne

BOARD OF PUBLIC WORKS



FEB 18 1963

ENGINEERING DEPARTMENT

425 SOUTH CALHOUN STREET

NOTED

☒ P.F.R.

☒ C.L.S.

☒ B.W.

Date 2/19/63 p.f.f.

FORT WAYNE, INDIANA

February 15, 1963

Board of Public Works  
City Hall

Subject: Maysville Heights - Sanitary Sewer

Gentlemen:

On the recent Declaratory Resolution No. 1094 for condemnation of the easement for the above mentioned sanitary sewer, an error was made in line one of the first paragraph of the easement description attached to the Resolution.

I should like you to make a NuncPro Tunc entry to amend this. Please cancel the whole first paragraph and substitute the following paragraph:

The North 12 feet of the South 313 feet of the East 165 feet and the North 14 feet of the South 315 feet of the East 519 feet, excluding the East 165 feet, of the West one-half of the Southwest Quarter of Section 32, St. Joe Township 31 North, Range 13 East, Allen County, Indiana.

Yours truly,

A handwritten signature in dark ink, appearing to read "P. S. Sidney-Smith".

P. S. Sidney-Smith  
Chief Sewer Engineer

gk

cc: Mayor Burns  
Mr. Edward Green

Approved by:

A handwritten signature in dark ink, appearing to read "Edward Green".  
Edward Green - Chief Engineer, City Utilities

~~The North 14 feet of the South 315 feet of the East 519 feet of the West one-half of the Southwest Quarter of Section 32, St. Joe Township 31 North, Range 13 East, Allen County, Indiana.~~

The West 14 feet of the East 519 feet of the South 588 feet, excluding the South 315 feet of the West one-half of the Southwest Quarter Section 32, St. Joe Township 31 North, Range 13 East, Allen County, Indiana.

The North 14 feet of the South 588 feet of the East 875 feet, excluding the East 519 feet of the West one-half of the Southwest Quarter, Section 32, St. Joe Township 31, North, Range 13 East, Allen County, Indiana.

A 14 foot strip of land whose centerline is more particularly described as follows:

Commencing at a point which is located 869 feet West of the centerline of the Southwest Quarter of Section 32, St. Joe Township and 579 feet North of the South Section Line of the Southwest Quarter of Section 32, St. Joe Township, thence in a Northwesterly direction to a point located 990 feet West of the centerline of the Southwest Quarter of Section 32, St. Joe Township and 672 feet North of the South Section Line of Section 32, St. Joe Township.

The North 7 feet of Lots 48, 49, 50, 51, 52, 53, 54 and the South 7 feet of Lots 47, 46, 45, and 44, all in Maysville Heights Addition.



ENGINEERING  
DEPT. OF STREETS

DATE February 12, 1963

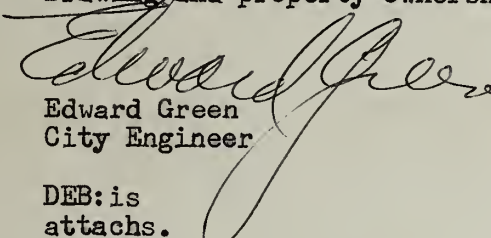
TO: Board of Public Works

SUBJECT: Declaratory Resolution No. 1094-1963

C20

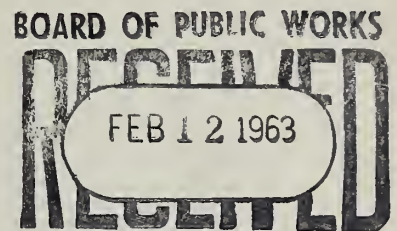
The Sewer Engineering Department has prepared the attached resolution, which provides for the condemnation of right-of-way for sewer easement purposes in the area of Maysville Heights Addition.

Please advise what board order number is assigned to this project. Drawing and property ownership list are also attached.

  
Edward Green  
City Engineer

DEB:is  
attachs.

cc: Mayor Paul M. Burns



# NOTICE OF IMPROVEMENT

## OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, ..... March 1, 1963 .....

1094

To.....

.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
Declaratory  
pass Improvement/Resolution No. .... 1094-1963 .....  
providing for the Condemnation of right of way for sewer easement across parts of the  
southwest quarter of section 32, St. Joe Township, 31 north, range 13 east, Allen  
County, Indiana.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-  
tailed plans, profile and specifications which are now on file and may be seen in the office of the Board  
of Public Works.

The Board has fixed..... Thursday, March 14, 1963 at 3:30 pm. ....  
a date and time when they will hear and consider objections or remonstrances from all persons whose  
property will be affected by the proposed improvement.

You are hereby notified that

Maysville Heights Add.

&

J. H. Feichters Garden View Add.

is subject to assessment for said proposed improvement under the Improvement Laws passed by the Gen-  
eral Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supple-  
mental thereof.

BOARD OF PUBLIC WORKS

## Improvement Resolution No. 1094-1963 For THE CONDEMNATION OF RIGHT OF WAY FOR SEWER EASEMENT

ACROSS PARTS OF THE SOUTHWEST QUARTER OF SECTION 32, ST. JOE TOWNSHIP, 31 NORTH, RANGE 13 EAST,  
ALLEN COUNTY, INDIANA.

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
1	Schuster, Gerald L. and Gloria R.	1605 Annette Ave		44			Mayville Heights add
2	Maloley, Saleen and Sadie	716 Columbia Ave		45			" " "
3	Bejard, Antoine and Nandus L	1607 Stanley Ave		46			" " "
4	Kulesza, Henry E. and Emma J.	1608 Laverne Ave		47			" " "
5	Phillips, Elsie A. and Gus J.	1609 Laverne Ave.		48			" " "
6	Knarr, Charles E. and Dorothy A	3621 Lake		49			" " "
7	Kleber, Frank W. and Gertrude A	4101 Monroe		50			" " "
8	Hemsoth, Gerhard W. and Clara Ruth	2526 Birchwood		51			" " "
9	Montgomery, John L. and Holden D.	2748 Reed Rd		52			" " "
10	" " " " " "	" " " "		53			" " "
11	Knopf, Harold and Edith	3815 Lake Ave		54			" " "
12							
13							
14	FEICHTER, JACOB H. & LUCILLE L.	3327 Lake Ave.		7			J. H. FEICHTER'S GARDEN VIEW ADD.
15	" " "	"		8			"
16	" " "	"		9			"
17	" " "	"		10			"
18							
19	LOTHAMER, JAMES H. & BARBARA E.	1605 Laverne Ave.		Pl. Lots 11 & 12			"
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62	NOTICES MAILED OR SERVED						
63	March 1, 1963						
64	By Cheryl Rehling						
65	N. to P.O.						
		TOTAL					



